

NOV 23 2005

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Dated: November 23, 2005 Signature: _____

(Jeffrey K. Berger)

Docket No.: 29618/EL013
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

David C. EBY et al.

Application No.: 10/626,080

Confirmation No.: 9963

Filed: July 24, 2003

Art Unit: 3634

For: DESKTOP FILING SYSTEM

Examiner: R. W. Gibson

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated August 23, 2005, please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the Listing of Claims which begins on page 2 of this Amendment.

The **Remarks** section begins on Page 9 of this Amendment.

NOV 23 2005

FAX TRANSMISSION

DATE: November 23, 2005

PTO IDENTIFIER: Application Number 10/626,080-Conf. #9963
Patent Number

Inventor: David C. Eby et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: MARSHALL, GERSTEIN & BORUN LLP

Jeffrey K. Berger (Reg. No. 51,460)

PHONE: (312) 474-6300

Attorney Dkt. #: 29618/EL013

PAGES (Including Cover Sheet): 17

CONTENTS: Amendment in Response to Non-Final Office Action (13 pages)
Amendment Transmittal (1 page)
Transmittal (1 page)
Certificate of Transmission (1 page)

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PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

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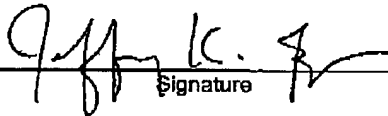
Application No. (if known): 10/626,080

Attorney Docket No.: 29618/EL013

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Jeffrey K. Berger

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51,460

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Amendment in Response to Non-Final Office Action (13 pages)

Amendment Transmittal (1 page)

Transmittal (1 page)

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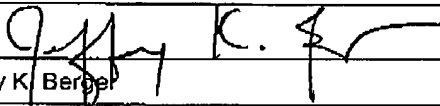
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/626,080-Conf. #9963
	Filing Date	July 24, 2003
	First Named Inventor	David C. Eby
	Art Unit	3634
	Examiner Name	R. W. Gibson
Total Number of Pages in This Submission	Attorney Docket Number	29618/EL013

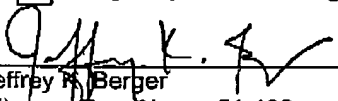
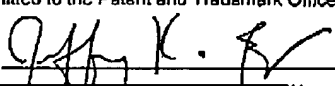
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	MARSHALL, GERSTEIN & BORUN LLP		
Signature			
Printed name	Jeffrey K. Berger		
Date	November 23, 2005	Reg. No.	51,460

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Dated: November 23, 2005	Signature:  (Jeffrey K. Berger)

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AMENDMENT TRANSMITTAL LETTER			Docket No. 29618/EL013	
Application No. 10/626,080-Conf. #9963	Filing Date July 24, 2003	Examiner R. W. Gibson	Art Unit 3634	
Applicant(s): David C. Eby et al.				
Invention: DESKTOP FILING SYSTEM				
TO THE COMMISSIONER FOR PATENTS				
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.				
CLAIMS AS AMENDED				
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate
Total Claims	32	- 32 =		x
Independent Claims	9	- 9 =		x
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				
Other fee (please specify):				
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:				0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity <input checked="" type="checkbox"/> No additional fee is required for this amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>13-2855</u> as described below. A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.				
 Jeffrey K. Berger Attorney Reg. No.: 51,460			Dated: <u>November 23, 2005</u>	
MARSHALL, GERSTEIN & BORUN LLP 233 S. Wacker Drive, Suite 6300 Sears Tower Chicago, Illinois 60606-6357 (312) 474-6300				
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